

Industrial Process Water Regulation

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A presentation to

California 
WATER COMMISSION

SBX 7-7 Water Conservation Act of 2009

Requires the state to achieve a 20% reduction in urban per capita water use by the year 2020.



Urban Water Agencies

- Must calculate baseline gross water use
- Must develop water use targets for 2020

Process Water

- ▶ water used by industrial water users for producing a product or product content, or water used for research and development.

Process Water Exclusion

...an urban retail water supplier that has a substantial percentage of industrial water use in its service area may exclude process water from the calculation of gross water use...



DWR shall adopt regulations for implementation of the provisions relating to process water.

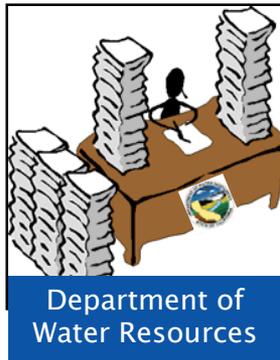
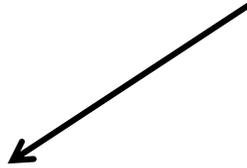
The regulation is deemed an **EMERGENCY**



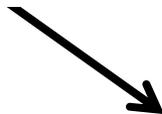
Rulemaking



Water Conservation Act of 2009
SBX7-7



Writes Regulation with Public Review
(in accordance with Administrative Procedures Act)



Office of
Administrative
Law (OAL)

Reviews for Procedural
Compliance

Emergency Rulemaking

- ▶ DWR drafts Emergency Regulation
- ▶ The California Water Commission review and approval of the regulation is required
- ▶ Public review period is short
 - Public Comment Period 5 days
 - OAL Review 10 days
- ▶ Emergency regulation in effect for 180 days

Regular Rulemaking

- Permanent Regulation follows Emergency Regulation
- At least one public comment period (45 days) and one public hearing is required
- The California Water Commission review and approval of the Permanent Regulation is required.

Stakeholder Input

DWR has formed a Process Water Stakeholder Workgroup

Representation from;

- Urban Water Agencies
- Environmental Organizations
- Various Process Water Users Organizations

The stakeholders workgroup has met five times

DWR has received input from this workgroup and is preparing a draft emergency regulation.



Timeline

Process Water Regulation

July 2010

Began Process Water Stakeholder Meetings

July–September 2010

Writing the Regulation

November 2010 – **CWC Review and Approval**

Emergency Regulation

November 2010 – March 2011

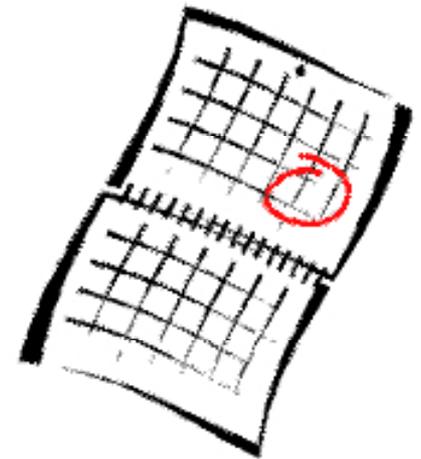
Permanent Regulation Public Review

April 2011 – **CWC Review and Approval**

Submit Permanent Regulation for OAL Review

May 2011

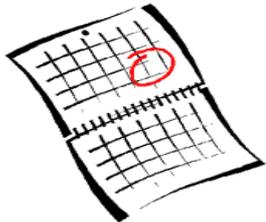
Permanent Regulation Goes Into Effect



Agricultural Regulation

SBX7-7 also requires DWR to adopt regulation providing a range of options that agricultural water suppliers may use to comply with SBX7-7 water measurement requirements.





Timeline

Agricultural Water Measurement

August 2010

Began Agricultural Stakeholder Meetings

September–December 2010

Writing the Draft Regulation

January 2011– **CWC Review and Approval**

Begin Emergency Regulation

January 2011– May 2011

Regular Rulemaking Process

May 2011– **CWC Review and Approval**

Submit Final Regulation for OAL Review

June 2011

Permanent Regulation Goes Into Effect

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